



THE JHARKHAND GAZETTE EXTRAORDINARY PUBLISHED BY AUTHORITY

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**PLANNING-CUM-FINANCE DEPARTMENT
(Finance Division)**

RESOLUTION
18th January, 2017

Subject: Revision of provisions regulating pension/gratuity/commutation of pension/family pension/ex-gratia lump-sum compensation, for State Government employee w.e.f. 1st January, 2016.

Memo No.:- 11/07 (Ve.Aa.)-01/2016-218-- The undersigned is directed to state that on the recommendation of Fitment Committee, based on the Seventh Central Pay Commission, the State Government has decided to introduce the following modifications in the rules regulating pension, Retirement/Death/Service Gratuity, Family Pension, disability pension, etc. under the Jharkhand Pension rules, 2000.

2. These orders apply to State Government Employees governed by the Jharkhand Pension rules.

DATE OF EFFECT

3.1 The revised provisions as per these orders shall apply to Government servants who retire/die in harness on or after 1st January, 2016.

3.2 Where pension/family pension/Gratuity/Commutation of pension, etc has already been sanctioned in cases occurring on or after

1st January, 2016, the same shall be revised in terms of these orders. In cases where pension has been finally sanctioned on the pre-revised orders and if it happens to be more beneficial than the pension becoming due under these orders, the pension already sanctioned shall not be revised to the disadvantage of the pensioner in view of Jharkhand Pension Rules, 2000.

EMOLUMENTS

4.1 The term 'Emoluments' for purposes of calculating various pensionary benefits other than various kinds of Gratuity shall have the same meaning as in rule of Jharkhand Pension Rules, 2000.

4.2 Basic pay in the revised pay structure means the pay drawn in the prescribed level in the Pay Matrix with effect from 1st January, 2016 but does not include any other type of pay like special pay, etc.

4.3 In the case of all kinds of gratuity, dearness allowance admissible on the date of retirement/death shall continue to be treated as emoluments along with the emoluments as defined in Paragraph 4.1 above.

PENSION

5.1 Subject to para 5.2, there shall be no change in the provisions regulating the amount of pension as contained in Rule of the Jharkhand Pension Rules.

5.2 The amount of pension shall be subject to a minimum of RS.9000/- and the maximum pension would be 50% of highest pay in the Government. The provisions of Jharkhand pension rules shall stand modified to this extent.

5.3 The quantum of additional pension/family pension available to the old pensioners/ family pensioners shall continue to be as follows:-

Age of Pensioner/family pensioner	Additional quantum of pension
From 80 years to less than 85 years	20% of revised basic pension/family pension
From 85 years to less than 90 years	30% of revised basic pension/family pension
From 90 years to less than 95 years	40% of revised basic pension/family pension
From 95 years to less than 100 years	50% of revised basic pension/family pension
100 years or more	100% of revised basic pension/family pension

The Pension Sanctioning Authorities should ensure that the date of birth and the age of a pensioner is invariably indicated in the pension payment order to facilitate payment of additional pension by

the Pension Disbursing Authority as soon as it becomes due. The amount of additional pension will be shown distinctly in the pension payment order. For example, in case where a pensioner is more than 80 years of age and his pension is Rs.10,000 pm, the pension will be shown as (i) Basic pension=Rs.10,000 and (ii) Additional pension = Rs.2,000 pm. The pension on his attaining the age of 85 years will be shown as (i).Basic Pension = Rs.10,000 and (ii) additional pension = Rs.3,000 pm.

RETIREMENT/ DEATH GRATUITY

6.1 The rates for payment of death gratuity shall be revised as under:

Length of qualifying service	Rate of Death Gratuity
Less than One year	2 times of monthly emoluments
One Year or more but less than 5 years	6 times of monthly emoluments
5 years or more but less than 11 years	12 times of monthly emoluments
11 years or more but less than 20 years	20 times of monthly emoluments
20 years or more	Half month's emoluments for every completed six monthly period of qualifying service subject to a maximum of 33 times of emoluments.

Accordingly, proviso under Jharkhand Pension Rules, 2000 shall stand modified to this extent.

6.2 The maximum limit of Retirement gratuity and death gratuity shall be Rs. 20 lakh. The ceiling on gratuity will increase by 25% whenever the dearness allowance rises by 50% of the basic pay. Accordingly, first proviso under Jharkhand Pension Rules 2000, shall stand modified to this extent.

FAMILY PENSION 1964

7.1 Family pension shall be calculated at a uniform rate of 30% of basic pay in the revised pay structure and shall be subject to a minimum of Rs.9000-p.m. and maximum of 30% of the highest pay in the Government. Rule relating to Family Pension, 1964 under Jharkhand Pension Rules, shall stand modified to this extent.

7.2 The amount of enhanced family pension shall be 50% of basic pay in the revised pay structure and shall be subject to a minimum of Rs.9000-p.m. and maximum of 50% of the highest pay in the Government.

7.3 There will be no other change in the provisions regulating family pension, enhanced family pension and additional family pension to old family pensioners.

COMMUTATION OF PENSION

8.1 There will be no change in the provisions relating to commutation values, the limit upto which the pension can be commuted or the period after which the commuted pension is to be restored.

DEARNESS RELIEF :-

9.1 The pension/family pension under para 5 and 7 above shall qualify for dearness relief sanctioned from time to time, in accordance with the relevant rules/instructions. Dearness Relief in new pay structure will be admissible as per rate indicated below :-

01.01.2016	0%
01.07.2016	2%

FIXED MEDICAL ALLOWANCE

10.1 Fixed Medical Allowance to the pensioners shall continue to be paid at the existing rate Rs.300 till any further decision is taken.

EX GRATIA LUMPSUM COMPENSATION

11.1 The amount of ex gratia lump sum compensation available to the families of Central Government Civilian employees, who die in the performance of their bona fide official duties under various circumstances shall be revised as under:

Circumstances	Amount
Death occurring due to accidents in course of performance of duties	25 lakh
Death in the course of performance of duties attributed to acts of violence by terrorists, anti social elements etc.	25 lakh
Death occurring in border skirmishes and action against militants terrorists, extremists, sea pirates	35 lakh
Death occurring while on duty in the specified high altitude unaccessible border posts, etc. on account of natural disasters extreme weather conditions.	35 lakh
Death occurring during enemy action in war or such war like engagements, which are specifically notified by Ministry of Defence and death occurring during evacuation of Indian Nationals from a war-torn zone in foreign country	45 lakh

12.1. Provisions of the Jharkhand Pension Rules, 2000 which are not specifically modified by these orders, will remain unchanged.

13.1 Revision of Pension of pre 2016 State Governments pensioners/family Pensioners etc. w.e.f. 1st January, 2016.

Sanction of pension/family pension of all the pre 2016 State Governments pensioners/family pensioners with effect from 1st January, 2016 is hereby accorded in the manner indicated in the succeeding paragraphs.

14.1 These orders shall apply to all pensioners/family pensioners who were drawing pension/family pension before 1st January, 2016 under the Jharkhand Pension Rules, 2000. A pensioner/family pensioner who became entitled to pension/family pension with effect from 1st January, 2016 consequent on retirement/death of Government servant on 31 December, 2015, would also be covered by these orders.

14.2 These orders also do not apply to retired High Court Judges and other Constitutional/Statutory Authorities whose pension etc. is governed by separate rules/orders.

15. In these orders:

a. 'Existing pensioner' or 'Existing Family pensioner' means a pensioner/family pensioner to whom these orders are applicable in terms of para 14.1 above.

b. 'Existing pension' or 'Existing Family Pension means the basic pension (inclusive of commuted portion, if any) or basic family pension, as had been fixed at the time of implementation of 6th CPC recommendations, which an existing pensioner or family pensioner was entitled to.

16.1 For existing pensioners, who have retired before 1st January, 2016, the revised pension/family pension with effect from 1st January, 2016 shall be determined by multiplying the pension/family pension, as had been fixed at the time of implementation of Finance Department resolution N0.- 660/F dated 28.02.2009, by 2.57. The amount of revised pension/family pension so arrived at shall be rounded off to next higher rupee.

Illustration:

Case I

Pensioner 'A' retired at last pay drawn of Rs. 79,000 on 31st May, 2015 under the 6th CPC regime in the scale of Rs. 67000-79000:

	Amount in RS.
1. Basic Pension fixed in 6 th CPC	39500
2. Revised Pension fixed under 7 th CPC (using a multiple of 2.57)	101515

Case II

Pensioner 'B' retired at last pay drawn of Rs. 4,000 on 31st January, 1989 under the 4th CPC regime in the pay scale of Rs. 3000-100-3500-125-4500:

	Amount in RS.
1. Basic Pension fixed in 4 th CPC	1940
2. Basic Pension as revised in 6 th CPC	12600
3. Revised Pension fixed under 7 th CPC (using a multiple of 2.57)	32,382

16.2 For this purpose, the existing pension/family pension will be the basic pension/family pension only without the element of additional pension available to the old pensioners/family pensioners of the age of 80 years and above. The additional pension/family pension payable to the old pensioners/family pensioners will be worked out in accordance with para 16.5 of this resolution

16.3 Since the consolidated pension will be inclusive of commuted portion of pension, if any, the commuted portion will be deducted from the said amount while making monthly disbursements.

16.4 The minimum pension with effect from 1st January, 2016 will be Rs. 9000/- per month (excluding the element of additional pension to old pensioners). The upper ceiling on pension/family pension will be 50% and 30% respectively of the highest pay in the Government.

16.5 The quantum of pension/family pension available to the old pensioners/ family pensioners shall continue to be as follows:-

Age of Pensioner/family pensioner	Additional quantum of pension
From 80 years to less than 85 years	20% of revised basic pension/family pension
From 85 years to less than 90 years	30% of revised basic pension/family pension
From 90 years to less than 95 years	40% of revised basic pension/family pension
From 95 years to less than 100 years	50% of revised basic pension/family pension
100 years or more	100% of revised basic pension/family pension

The amount of additional pension will be shown distinctly in the pension payment order. For example, in case where a pensioner is more than 80 years of age and his/her revised pension in terms para 16.1 above is Rs.10,000 pm, the pension will be shown as (i).Basic pension=Rs.10,000 and (ii) Additional pension = Rs.2,000 pm. The pension on his/her attaining the age of 85 years will be shown as

(i).Basic Pension = Rs.10,000 and (ii) additional pension = Rs.3,000 pm. Dearness relief will be admissible on the additional pension available to the old pensioners also.

16.6 The revised pension/family pension arrived at as per paragraph 16.1 includes dearness relief sanctioned from 1st January, 2016.

17. Where the revised pension/family pension in terms of paragraph 16.1 above works out to an amount less than Rs. 9000/-, the same shall be stepped up to Rs. 9000/-. This will be regarded as pension/family pension with effect from 1st January, 2016.

18. All Pension Disbursing Authorities including Public Sector Banks handling disbursement of pension to the State Government pensioners are hereby authorised to pay pension/family pension to existing pensioners/family pensioners at the revised rates in terms of para 16.1 and 17 above without any further authorisation from the concerned Accounts Officers/Head of Office etc. Wherever the age of pensioner/family pensioner is available on the pension payment order, the additional pension/ family pension in terms of para 16.4. above may also be paid by the pension disbursing authorities immediately without any further authorisation from the concerned Account Officer/Head of Office, etc. A suitable entry regarding the revised pension shall be recorded by the pension Disbursing Authorities in both halves of the Pension Payment Order.

19. The pension/family pension as worked out in accordance with provisions of Para 16.1 and 17 above shall be treated as 'Basic Pension' with effect from 1st January, 2016. The revised pension/family pension includes dearness relief sanctioned from 1st January, 2016 and shall qualify for grant of Dearness Relief sanctioned thereafter.

20. **Mode of payment of arrears:-** In case of retired Government Servant, the entire arrears of revised pay/new pay structure would be paid in only one installment in Financial year 2017-18. Those Government servants, who will retire on or before 31st March, 2018, will also be paid the remaining installment of arrears at the time of retirement.

By the order Governor of Jharkhand,

Amit Khare,
Additional Chief Secretary.
